

Application No.: 10/759,499
Docket No.: 21223.711.301

D) REMARKS

This Response / Supplemental Preliminary Amendment is filed in response to the Notice of Non-Compliant Amendment dated September 10, 2004.

Upon entry of this Response, claims 34-53 will be pending in the Application.

In the outstanding Notice of Non-Compliant Amendment, the Preliminary Amendment filed January 16, 2004 was found non-compliant for containing markings in the new paragraph.

In response to the Notice of Non-Compliant Amendment, Applicant is hereby submitting the same amendments to the specification in a proper or compliant form that were previously submitted in a non-compliant form in the Preliminary Amendment filed January 16, 2004. The resubmission of the amendments to the specification show the new paragraph to be inserted into the specification and comply with the revised format for amendments under 37 C.F.R. § 1.121 as authorized by the U.S. Patent and Trademark Office.

In addition, Applicant requests that the remaining amendments to the claims submitted in the "Amendments to the Claims" section of the Preliminary Amendment filed January 16, 2004 submitted with the Application on January 16, 2004 be entered by the Examiner.

In view of the above, Applicants respectfully request reconsideration of the Application and withdrawal of the Notice of Non-Compliant Amendment. As a result of the remarks and resubmitted amendments presented herein, Applicants respectfully submit that the Application and claims are now in a proper format for examination by the Examiner. If the Examiner believes that prosecution of this Application could be expedited by a telephone conference, the Examiner is encouraged to contact the Applicant.

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Applicant submits that no fee is required for consideration of this Response. However, please charge any required fee for consideration of this Response to Deposit Account No. 50-1059.

Respectfully submitted,
MCNEES, WALLACE & NURICK

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